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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/068,866	10/23/1998	KATSUAKIRA MORIWAKE	450108-4484	2773

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EXAMINER

CHUONG, TRUC T

ART UNIT	PAPER NUMBER
2174	34

DATE MAILED: 05/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/068,866

Applicant(s)

MORIWAKE ET AL.

Examiner

Truc T Chuong

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 03 February 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 144, 146, 147, 149-152, 154, 156 and 158-163 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 144, 146, 147, 149-152, 154, 156 and 158-163 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

1. This communication is responsive to Amendment F, filed 02/03/04.
2. Claims 144, 146-147, 149-152, 154, 156, 158-163 are pending in this application. Claims 162 and 163 are independent claims. In Amendment F, independent claims 162-163 are amended; claims 1-143, 145, 148, 153, 155, and 157 are cancelled. This action is made final.

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 144, 146-147, 149-152, 154, 156, 158-163 are rejected under 35 U.S.C. 102(e) as being anticipated by Taniguchi et al. (U.S. Patent No. 6,192,183 B1).

As to claim 162, an editing system comprising:

a plurality of modules for selectively performing one or more of editing, composing, and special effects processing on a plurality of clips to produce a first resultant clip, said modules being operable to perform processing on said first resultant clip to produce a second resultant clip (video editing apparatus, col. 3 lines 27-50, col. 4 lines 1-7, col. 6 lines 11-45, and fig. 7-8); and

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display means for displaying a table of horizontally aligned rows and vertically aligned columns (col. 7 lines 18-52, and figs. 7-8, 12A-B), said table including at least textual indicia identifying those clips subjected to said processing to produce said first resultant clip (indicated events, col. 7 lines 18-65, figs. 7-8), and said indicia indicating the type of processing performed on said clips, said table further identifying the second resultant clip produced as a result of processing performed on said first resultant clip (captions in video indicates news content, col. 7 lines 18-65, col. 8 lines 1-48, and figs. 7-8), and indicating the type of processing performed thereon, said table further indicating duration of said first resultant clip (time interval of each clip, col. 7 lines 1-52, col. 8 lines 2-33, figs. 7-8, 12A-B).

As to claim 163, this is a method claim of system claim 162. Note the rejection of claim 162 above.

As to claim 144, Taniguchi teaches the editing system according to claim 162, further including a database for registering information for each of said plurality of clips (database, col. 5 lines 42-64, event IDs, col. 7 lines 30-65, col. 9 line 64-col. 10 line 2).

As to claim 146, Taniguchi teaches the editing system, according to claim 162, wherein said plurality of modules comprise an edit module for performing said editing processing of said plurality of clips, a composite module for performing said composing processing of said clips, and a special effect module for performing said special effects processing of said clips (special effect, col. 5 lines 30-64).

As to claim 147, Taniguchi teaches the editing system according to claim 146, wherein said display means displays a graphical user interface respectively representing said edit module, composite module, and said special effect module on a display (figs. 7-8, and 10-11).

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As to claim 149, Taniguchi teaches the editing system according to claim 144, further comprising control means for controlling said plurality of modules based on said information registered in said database (database, col. 5 lines 42-64, event IDs, col. 7 lines 30-65, col. 9 line 64-col. 10 line 2).

As to claim 150, Taniguchi teaches the editing system according to claim 149, wherein said control means updates content of a first resultant clip registered in the database, and updates content of resultant clips produced from said first resultant clip (modified clips, col. 7 lines 5-55, and figs. 7-8).

As to claim 151, Taniguchi teaches the editing system according to claim 149, wherein said control means overwrites content of a first resultant clip registered in the database with content of a new resultant clip, and updates content of resultant clips produced from said first resultant clip (event IDs, col. 7 lines 30-65, col. 9 line 64-col. 10 line 2).

As to claim 152, Taniguchi teaches the editing system according to claim 151 wherein said control means stores said overwritten content of said first resultant clip and said updated content of said resultant clips in the database (col. 5 lines 43-64, col. 7 lines 10-65).

As to claim 154, Taniguchi teaches the editing method according to claim 163, further comprising the step of registering information for each of said plurality of clips in a database ().

As to claims 156, and 158-161, they are method claims of system claims 146, 147, and 151-153. Note the rejections of claims 146, 147, and 151-153 above respectively.

*Response to Arguments*

Applicant's arguments with respect to claims have been considered but are moot in view of the new ground(s) of rejection.

*Conclusion*

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Truc T Chuong whose telephone number is 703-305-5753. The examiner can normally be reached on M-Th and alternate Fridays 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine L. Kincaid can be reached on 703-308-0640. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Truc T. Chuong

05/17/04

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